

12179-P081US

PATENT

#7  
7-19-01  
Shw

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Eller et al.  
Application No.: 09/553,012  
Filed: April 20, 2000  
For: System and Method For Selling Advertising  
Space on Electronic Billboards Over the Internet

Group No.: 3628  
Examiner: Unknown

RECEIVED

JUN 26 2001

Assistant Commissioner for Patents  
Washington, D.C. 20231

TO 3600 MAIL ROOM

**PETITION TO MAKE SPECIAL BECAUSE OF ACTUAL INFRINGEMENT (37  
C.F.R. § 1.102 and M.P.E.P. § 708.02)**

Applicant hereby petitions to make this application special because of actual infringement.

**1. Accompanying material**

Accompanying this petition is a Statement by Attorney in Support of Petition to Make Special Because of Actual Infringement

**2. Fee (37 C.F.R. § 1.17(i))**

The fee required is to be paid by

- ☒ the attached check for \$130.00  
☐ charging Account \_\_\_\_\_ for the sum of \$130.00

A duplicate of this petition is attached.

Reg. No.: 36,571  
Tel. No.: (512) 370-2851

  
SIGNATURE OF PRACTITIONER

Kelly Kordzik  
(type or print name of practitioner)

100 Congress, Suite 800  
P.O. Address

Austin, Texas 78701

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JUN 28 2001

Technology Center 2600



12179-P081US

36284  
PATENT

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JUN 26 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TO 3600 MAIL ROOM

In re Application of: Eller et al.  
Serial No.: 09/553,012  
Filed: April 20, 2001  
For: SYSTEM AND METHOD FOR SELLING ADVERTISING SPACE  
ON ELECTRONIC BILLBOARDS OVER THE INTERNET

Assistant Commissioner for Patents  
Washington, D.C. 20231

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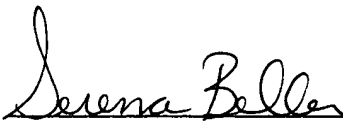
JUN 28 2001

Dear Sir:

Technology Center 2600

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8**

I certify that this Petition to Make Special Because of Actual Infringement, Statement in Support of Petition to Make Special Because of Actual Infringement, Check for \$130.00 and Acknowledgment Postcard are being deposited with the United States Postal Service with sufficient postage as first class mail on June 19, 2001 as addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

  
Serena Beller

6/19/01  
Date

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re application of: Eller et al.

Application No.: 09/553,012

Group No.: 3628

Filed: April 20, 2001

Examiner: Unknown

For: System and Method For Selling Advertising  
Space on Electronic Billboards Over the Internet

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Assistant Commissioner for Patents  
Washington, D.C. 20231

TO 3600 MAIL ROOM

STATEMENT IN SUPPORT OF PETITION TO MAKE SPECIAL  
BECAUSE OF ACTUAL INFRINGEMENT (M.P.E.P. § 708.02)

I,

Name Kelly Kordzik

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P.O. Address 100 Congress, Suite 800

JUN 28 2001

Austin, TX 78701

Technology Center 2600

Reg. No. 36,571

Tel. No. (512) 370-2851

I am the ☐ applicant, ☐ assignee, ☒ practitioner in this case and make the following statements:

1. I have made a rigid comparison of the alleged infringing

- ☐
- device
- 
- ☒
- product
- 
- ☐
- method

with the claims of this application and that the alleged infringing product is actually on the market in use.

2. That, in my opinion, some of the claims on file in this application are unquestionably infringed.

3. I

- ☒
- have made a careful and thorough search of
- 
- ☐
- have caused to be made a search of
- 
- ☐
- have a good knowledge of

the pertinent prior art. All such material art is provided to the Examiner as

- ☐
- having been filed
- 
- ☐
- being supplemented
- 
- ☒
- being filed

in a respective Information Disclosure Statement.

06/25/2001 JAD001 00000028 09553012

130.00 OP

01 FC:122



Date: June 19, 2001

Signature

Reg. No. (if applicable):

AUSTIN\_1\167518\1  
06/19/2001 - 12179-P081US